

## Message Text

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ACTION IO-14

INFO OCT-01 ARA-14 EUR-12 EA-12 NEA-10 ISO-00 AF-10  
EB-08 AID-05 L-03 CIAE-00 INR-10 NSAE-00 COME-00  
FTC-01 JUSE-00 TRSE-00 OMB-01 /101 W  
-----114959 280441Z /11

R 271453Z JUL 78

FM USMISSION GENEVA  
TO SECSTATE WASHDC 2593  
INFO AMEMBASSY BONN  
AMEMBASSY BRUSSELS  
AMEMBASSY CARACAS  
AMEMBASSY COPENHAGEN  
AMEMBASSY HELSINKI  
AMEMBASSY KINGSTON  
AMEMBASSY LONDON  
AMEMBASSY MEXICO  
AMEMBASSY NEW DELHI  
AMEMBASSY OSLO  
AMEMBASSY OTTAWA  
AMEMBASSY PARIS  
AMEMBASSY ROME  
AMEMBASSY STOCKHOLM  
AMEMBASSY THE HAGUE  
USMISSION USUN NEW YORK  
AMEMBASSY WELLINGTON

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E.O. 11652: N/A

TAGS: EGEN, ECOSOC, UN

SUBJECT: 1978 SUMMER ECOSOC - ILLICIT PAYMENTS

FOLLOWING IS TEXT OF RESOLUTION FORMALLY INTRODUCED  
BY CANADA AND THE US YESTERDAY EVENING:

"PROPOSAL FOR A CONFERENCE TO CONCLUDE AN INTERNATIONAL  
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AGREEMENT REGARDING ILLICIT PAYMENTS

THE ECONOMIC AND SOCIAL COUNCIL,

RECALLING GENERAL ASSEMBLY RESOLUTION 3514 (XXX)  
OF 15 DECEMBER 1975, WHICH, INTER ALIA, CONDEMNED ALL  
CORRUPT PRACTICES, INCLUDING BRIBERY, BY TRANSNATIONAL

AND OTHER CORPORATIONS, THEIR INTERMEDIARIES AND OTHERS INVOLVED, IN VIOLATION OF THE LAWS AND REGULATIONS OF THE HOST COUNTRIES, AND CALLED UPON ALL GOVERNMENTS TO TAKE MEASURES TO PREVENT SUCH CORRUPT PRACTICES, TO EXCHANGE INFORMATION, TO CO-OPERATE WITH GOVERNMENTS OF THE HOST COUNTRIES TO PREVENT SUCH CORRUPT PRACTICES AND TO PROSECUTE WITHIN THEIR NATIONAL JURISDICTIONS THOSE WHO ENGAGE IN SUCH ACTS,

RECALLING COUNCIL RESOLUTION 2041 (LXI) OF THE COUNCIL, WHICH ESTABLISHED THE AD HOC INTERGOVERNMENTAL WORKING GROUP ON THE PROBLEM OF CORRUPT PRACTICES,

RECALLING RESOLUTION 2122 (LXIII) BY WHICH THE COUNCIL CONTINUED THE AD HOC INTERGOVERNMENTAL WORKING GROUP AND DIRECTED IT TO DRAFT AN INTERNATIONAL AGREEMENT REGARDING ILLICIT PAYMENTS,

NOTING THAT THE COMMISSION ON TRANSNATIONAL CORPORATIONS AT ITS FOURTH SESSION IN VIENNA ENDORSED THE WORK OF THE WORKING GROUP,

CONSIDERING THAT THE WORKING GROUP HAS PREPARED DRAFT ARTICLES THAT CAN SERVE AS THE BASIS FOR NEGOTIATING AN INTERNATIONAL AGREEMENT,

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TAKING NOTE OF THE REPORTS OF THE AD HOC INTERGOVERNMENTAL WORKING GROUP ON THE PROBLEM OF CORRUPT PRACTICES ON ITS FOURTH, FIFTH AND RESUMED FIFTH SESSIONS (E/1978/39 AND E/1978/115) AND OF ITS RECOMMENDATION THAT THE COUNCIL RE-EXAMINE THE QUESTION OF CONVENING A CONFERENCE OF PLENIPOTENTIARIES TO CONCLUDE SUCH AN INTERNATIONAL AGREEMENT WITH A VIEW TO SETTING AN EARLY DATE FOR THE CONFERENCE AND ESTABLISHING A COMMITTEE TO MAKE PREPARATIONS FOR THE CONFERENCE,

1. REAFFIRMS THAT THE FORMULATION OF A CODE OF CONDUCT BY THE COMMISSION ON TRANSNATIONAL CORPORATIONS SHOULD BE GIVEN THE HIGHEST PRIORITY AND THAT THE CONCLUSION OF AN INTERNATIONAL AGREEMENT REGARDING ILLICIT PAYMENTS SHOULD IN NO WAY INTERFERE WITH OR DELAY THAT PRIORITY;

2. URGES ALL STATES TO MAKE THEIR BEST EFFORTS TO EXPEDITE THE FORMULATION OF THE CODE OF CONDUCT;

3. REQUESTS THE SECRETARY-GENERAL TO MAKE ADEQUATE PROVISION FOR THE NECESSARY MEETINGS OF THE WORKING

GROUP ON A CODE OF CONDUCT FOR TRANSNATIONAL CORPORATIONS;

4. DECIDES TO CONVENE A CONFERENCE OF PLENIPOTENTIARIES IN 1980 FOR THE PURPOSE OF ADOPTING AN INTERNATIONAL AGREEMENT REGARDING ILLICIT PAYMENTS;

5. REQUESTS THE SECRETARY-GENERAL TO DETERMINE A DATE FOR THAT CONFERENCE, TAKING INTO ACCOUNT THE CALENDAR OF CONFERENCES;

6. REQUESTS THE SECRETARY-GENERAL TO INVITE ALL

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STATES TO PARTICIPATE IN THE CONFERENCE;

7. DECIDES TO ESTABLISH A PREPARATORY COMMITTEE

OF THE CONFERENCE OPEN TO ALL INTERESTED STATES, WHICH  
SHALL MEET AS NECESSARY IN 1979;

8. REQUESTS THE SECRETARY-GENERAL TO MAKE ADEQUATE  
PROVISION FOR THE NECESSARY MEETINGS OF THE PREPARATORY  
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COMMITTEE."

VANDEN HEUVEL

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
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**Errors:** N/A  
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**TAGS:** EGEN, ECOSOC, UN  
**To:** STATE  
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Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
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